

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 1 be amended to read as follows:

- 1       Page 30, delete lines 2 through 36, begin a new paragraph and insert:  
2       "SECTION 19. IC 6-1.1-17-20 IS AMENDED TO READ AS  
3       FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 20. (a) This section  
4       applies:  
5       (1) to each governing body of a taxing unit that is not comprised  
6       of a majority of officials who are elected to serve on the governing  
7       body; and  
8       (2) if the proposed property tax levy:  
9       **(A) for the taxing unit (other than a public library) for the**  
10       **ensuing calendar year is more than five percent (5%) greater**  
11       **than the property tax levy for the taxing unit for the current**  
12       **calendar year; or**  
13       **(B) for the operating budget of a public library for the**  
14       **ensuing calendar year is more than five percent (5%)**  
15       **greater than the property tax levy for the operating**  
16       **budget of the public library for the current calendar year.**  
17       (b) As used in this section, "taxing unit" has the meaning set forth in  
18       IC 6-1.1-1-21, except that the term does not include a school  
19       corporation. ~~or a public library district.~~  
20       (c) **Except as provided in subsection (f), if:**  
21       (1) the assessed valuation of a taxing unit is entirely contained  
22       within a city or town; or  
23       (2) the assessed valuation of a taxing unit is not entirely contained

1           within a city or town but the taxing unit was originally established  
 2           by the city or town;  
 3       the governing body shall submit its proposed budget and property tax  
 4       levy to the city or town fiscal body. The proposed budget and levy shall  
 5       be submitted at least fourteen (14) days before the city or town fiscal  
 6       body is required to hold budget approval hearings under this chapter.

7           **(d) Except as provided in subsection (f),** if subsection (c) does not  
 8       apply, the governing body of the taxing unit shall submit its proposed  
 9       budget and property tax levy to the county fiscal body in the county  
 10      where the taxing unit has the most assessed valuation. The proposed  
 11      budget and levy shall be submitted at least fourteen (14) days before the  
 12      county fiscal body is required to hold budget approval hearings under  
 13      this chapter.

14          **(e) Except as provided in subsection (f),** the fiscal body of the  
 15      city, town, or county (whichever applies) shall review each budget and  
 16      proposed tax levy and adopt a final budget and tax levy for the taxing  
 17      unit. The fiscal body may reduce or modify but not increase the  
 18      proposed budget or tax levy. ~~However, the fiscal body may not reduce~~  
 19      ~~the proposed tax levy to an amount that is less than the maximum~~  
 20      ~~permissible levy under IC 6-1.1-18.5-3.~~

21          **(f) The governing body of a public library described in**  
 22      **subsection (a)(2)(B) is required to submit under subsection (c) or**  
 23      **(d) only its proposed operating budget and proposed property tax**  
 24      **levy for its operating budget. A fiscal body's review under**  
 25      **subsection (e) is limited to the proposed operating budget of the**  
 26      **public library and the proposed property tax levy for the library's**  
 27      **operating budget."**

(Reference is to ESB 1 as printed December 2, 2003.)

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Representative Frenz